

BAY COUNTY ELECTION COMMISSION

BANGOR TWP. CLARITY  
NOVEMBER 25, 1991

THE BAY COUNTY ELECTION COMMISSION MET ON MONDAY, NOVEMBER 25, 1991, FOR THE PURPOSE OF REVIEWING A PETITION SUBMITTED FOR THE RECALL OF BANGOR TOWNSHIP SUPERVISOR, C. JOSEPH CARLAND. THIS PETITION HAD BEEN SUBMITTED BY TOWNSHIP RESIDENT, LYNN DALTON. THE MEETING WAS CALLED TO ORDER AT 10:45 A.M. BY CHAIRMAN, PAUL N. DONER. THE FOLLOWING MEMBERS AND GUESTS WERE IN ATTENDANCE.

ROLL CALL: JUDGE PAUL DONER, CHAIRMAN  
GEORGE MULLISON, PROSECUTOR  
BARBARA ALBERTSON, CLERK

OTHERS CYNTHIA A. LUCZAK, SECRETARY  
PRESENT: C. JOSEPH CARLAND, SUPERVISOR  
LYNN DALTON, PETITIONER  
ABBY RAMEY, BANGOR TOWNSHIP  
CLARENCE BENNETT, BANGOR TWP.  
NEWS MEDIA

CHAIRMAN DONER STATED THE MEETING WAS CALLED IN ACCORDANCE WITH THE OPEN MEETINGS ACT AND THEREFORE ACCEPTED PUBLIC COMMENT. NO ONE WISHED TO ADDRESS THE BOARD.

CHAIRMAN DONER ASKED MR. CARLAND IF HE HAD ANY COMMENTS REGARDING THE PETITION AS FILED.

BANGOR TOWNSHIP SUPERVISOR, C. JOSEPH CARLAND, INDICATED THIS PETITION WAS SIMILAR TO THE ONE THE ELECTION COMMISSION HAD CONSIDERED AT THEIR CLARITY HEARING OF NOVEMBER 6, 1991. IT WAS HIS OBSERVATION, THE CHANGES IN PETITION LANGUAGE INCLUDED THE FOLLOWING STATEMENT: "MR. CARLAND DID NOT FOLLOW THE USUAL PROCEDURE ADDRESSING THE BOARD OF TRUSTEES AND ALSO DENIED THE RIGHT OF PUBLIC INPUT TO THE CITIZENS OF BANGOR". HE DID NOT UNDERSTAND WHAT THE PETITIONER HAD REFERRED TO IN THIS CASE AND FURTHER QUESTIONED IF THE ELECTORATE WOULD HAVE DIFFICULTY INTERPRETING IT AS WELL.

MS. DALTON STATED WHEN FORMULATING THE PETITION, THE COMMITTEE ATTEMPTED TO FOLLOW THE BASIS JOURNALISM PRACTICE OF WHO, WHAT, WHERE, WHEN AND WHY. IT WAS HER OPINION, THE DENIAL OF PUBLIC INPUT WAS NOT FOLLOWING THE USUAL PROCEDURE ON BEHALF OF THE BANGOR TOWNSHIP SUPERVISOR.

PROSECUTOR MULLISON STATED THIS TYPE OF PETITION ILLUSTRATES THE PROBLEM THAT THE BOARD MUST VOTE ON CLARITY AND NOT WHETHER OR NOT THE IDEA WAS A GOOD IDEA OR A BAD IDEA, ONLY ON THE WORDING AND WHETHER OR NOT IT WAS UNDERSTANDABLE. MR. MULLISON WONDERED IF THERE WERE CERTAIN DUTIES A SUPERVISOR COULD PERFORM WITHOUT APPROACHING THE ENTIRE BOARD. OTHERWISE, HE FELT THE PETITION WAS CLEAR.

CLERK ALBERTSON HAD NO COMMENT IN REGARD TO THE PETITION.

JUDGE DONER CONCURRED WITH THE COMMENTS OF MR. MULLISON.

MOTION #1: CHAIRMAN DONER MOVED THAT THE RECALL PETITION WAS SUFFICIENTLY CLEAR AND MET THE STANDARDS OF THE STATUTE. BARBARA ALBERTSON SUPPORTED THE MOTION AND IT WAS PASSED BY UNANIMOUS ROLL CALL VOTE. 3 YEAS, 0 NAYS.

CHAIRMAN DONER ANNOUNCED THE BANGOR TOWNSHIP RECALL PETITION WAS APPROVED AS IT MEET THE STATUTORY STANDARDS FOR CLARITY AND MAY BE CIRCULATED.

MOTION #2: GEORGE MULLISON MOVED TO ADJOURN THE CLARITY HEARING. BARBARA ALBERTSON SUPPORTED THE MOTION THUS PASSED BY VOICE VOTE OF 3 YEAS, 0 NAYS. MEETING ADJOURNED AT 10:45 A.M.

RESPECTFULLY SUBMITTED

BARBARA ALBERTSON  
BAY COUNTY CLERK